THE HON'BLE MRS JUSTICE T.MEENA KUMARI

and

THE HON'BLE MR JUSTICE P. LAKSHMANA REDDY

WRIT PETITION NO : 3750 of 1998

DATED: 06-09-2005

BETWEEN:

K.KONDALA RAO .. PETITIONER

AND

THE CHAIRMAN, TELECOM COMMISSION,

TELECOMMUNICATION, NEW DELHI AND OTHERS . RESPONDENTS

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

and

THE HON'BLE MR JUSTICE P. LAKSHMANA REDDY

WRIT PETITION NO : 3750 of 1998

JUDGMENT: (Per the Honourable Smt. Justice T.Meenakumari)

Heard both the counsel appearing on behalf of the parties.

This Writ Petition is filed questioning the order, dated 10.11.1997 in O.A.No.1498 of 1997 on the file of the Central Administrative Tribunal, Hyderabad dismissing the O.A. at the admission stage, as illegal and arbitrary.

The learned counsel for the petitioner contended that as the petitioner was not granted 12 different reliefs as contemplated under

the Rules, he was bound to file O.A. seeking relief and the same was rejected on untenable grounds.

The learned counsel appearing on behalf of the respondents while supporting the impugned order, sought for dismissal of the writ petition.

As seen from the record, the Tribunal without going into the merits of the case has chosen to dismiss the said O.A. on the ground that the applicant therein has claimed 12 separate reliefs which are not consequential to one another.

Under the above circumstances, we set aside the impugned order and remand the matter to the Tribunal to pass fresh orders on merits within four weeks from the date of receipt of a copy of this order.

Accordingly, the Writ Petition is allowed. No costs.

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SMT.T.MEENA KUMARI, J

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P.LAKSHMANA REDDY, J

Dated:06-09-2005

Ccm

Note:C.C. within a week.